## LANDIS RATH & COBB LLP

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October 4, 2005

The Honorable Kent A. Jordan United States District Court 844 King Street Wilmington, DE 19801

Re:

A.B. Dick Company, et al., v MHR Capital Partners, et al.,

District Court Case No. 1:05-CV-00116-KAJ

MHR Capital Partners LP et al., v. N.E.S. Investment Company, et al.,

District Court Case No. 1:05-CV-00115-KAJ

Dear Judge Jordan:

Enclosed please find a courtesy copy of MHR Capital Partners LP's, MHR Institutional Partners LP's, MHRM LP's and MHR Fund Management LLC's (collectively, "MHR") Request for Oral Argument Pursuant to Local District Court Civil Rule 7.1.4 (the "Request"). Due to an oversight, MHR is filing the Request out of time. MHR has contacted counsel for the Plaintiffs and the Plaintiffs do not oppose this Request. Accordingly, MHR apologizes for the delay and respectfully asks that the Court grant the Request and set oral argument at the Court's convenience.

MNH:bir Enclosure

cc:

(Via Facsimile)

Frederick B. Rosner, Esquire Jeffrey D. Ubersax, Esquire Charles W. Zepp, Esquire John D. Parker, Esquire Thomas S. Kilbane, Esquire

Jeffrey Schwartz, Esquire Jeffrey C. Wisler, Esquire Ray Lemisch, Esquire David B. Stratton, Esquire Lawrence C. Ashby, Esquire